Appl. No. 10/080,999

Amdt. dated November 24, 2008

Amdt. Responsive to Decision on Appeal dated September 22, 2008

## **Amendments to the Claims:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

## **Listing of Claims:**

- 1.-4. (Cancelled).
- (Currently amended) <u>A portable electronic device, comprising:</u>
  a CPU;
  - a transceiver coupled to said CPU, said transceiver capable of wireless communications;
  - a memory unit coupled to said CPU; and
  - an image capture device coupled to said CPU, said image capture device acquires an image;
  - wherein said transceiver wirelessly transmits said image to a remote storage device through an intermediate electronic device; The portable electronic device of claim 1
  - wherein said transceiver begins transmitting said images image when said CPU determines said memory to have reached a threshold.
- 6. (Original) The portable electronic device of claim 5, wherein said threshold is programmable.
- 7. (Original) The portable electronic device of claim 6, wherein said transceiver is further capable of Bluetooth wireless communications.
- 8. (Currently amended) The portable electronic device of elaim 5, wherein said transmitter of said portable electronic device may receive images from said remote storage device.

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- 9. (Original) The portable electronic device of claim 8 wherein said transceiver is further capable of Bluetooth wireless communications.
- 10.-39. (Cancelled).
- 40. (Currently amended) <u>A method for remote data storage and retrieval for portable electronics</u>, comprising:
  - (a) acquiring an image with a digital camera;
  - (b) transmitting said image to cellular telephone using Bluetooth wireless communications;
  - (c) further transmitting said image to a cellular network using 3G wireless connection, wherein said cellular network is also connected to the Internet; and
  - (d) further transmitting said image to a remote storage device, wherein said storage device is also connected to the Internet; The method of elaim 36
  - wherein said digital camera further includes a central processing unit ("CPU") and memory, and [[;]] wherein the transmission of said image begins when said CPU determines said memory to have reached a threshold.
- 41. (Original) The method of claim 40 wherein said threshold is programmable.